

1882-053 Chancery Causes: Adm. of Henry S. Kane vs. William A. Jones
Lee Co.

Shoemaker

CA-Debt
T-Property

-Deed

To the Honorable John A. Kelley Just
 of the Circuit Court of Lee County
 Your Obedient James L. Shaemaker
 Administrator of the Estate of Henry
 & Kun (deceased) would respectfully
 Represent unto your Honor that at
 the Term 18 of your Honor
 Court he obtained a Judgment against
 One Wm A. Jones for the sum of
 \$95.00 with interest on \$10.00 part
 thereof from the 15th day of March
 1858, and on \$15.00 part thereof from the
 19th July 1858 on \$25.00 from the 16th Nov
 1858 on \$30.00 from the 23rd March 1859
 on ^{\$15.00 the balance thereof} from the 11th October 1859 till paid
 and \$7.00 costs at Law; upon this
 Judgment issued and has been
 returned by the collecting officer
 no property found. Copies of said
 Judgment and Execution will in
 due time be filed herein marked
 (A) (B) Your Obedient says that
 no part of said Judgment has
 ever been paid, but that the
 same remains out & unpaid
 he also charges that said Wm A. Jones
 has no personal property ~~which~~
 to any out of which his said
 Judgment can be realized

10
 15
 25
 30
 15
 95

Your Order is advised and
charges that the said Wm A Jones
owns a tract of Land situated
in Sec county, adjoining the
land of South Ely, Arkansas.

Brunzanne and others contend
also a life interest in a tract of land in said county adjoining the land of
acres, upon which said property

is a Lien, the same having been

declared against said Jones
he also says that the same will not pay it in five years
Your Order being without

adequate remedy at common
Law to enforce his said Lien
and relief only in a court of
Equity.

His prayer therefore is that the said
Wm A Jones be made a party
up to this Bill, that he be required
to answer the same truly on oath
that upon a hearing your Honor
will grant a sale of said land or
so much thereof as will be sufficient
to pay said debt interest & costs at law
and the costs of this proceeding
unless it should appear that the
same will rent for a sum
sufficient to pay it in less than
5 years then that the same be
rented for that purpose

Order of the Court

And that your Honor will attend
unto your Order any and
all such Order Justice and
general relief as to Equity
belong and is suited to the
peculiar circumstances of his
case,

May the Commonwealth, Unit
of the issue decreed by

Holaday

C 4.02 Jan'y 1880.
 A 18.00
 3 .50
 \$17.52
 2 50 to get Appena

Cr. Coll. 2.230
 1.76 July 1881

St. Clerk 1.76

CN

James L. Shamber Aum
 vs 3 Bill
 Wm A. Jones

1877. Oct. Bill Filed, App. heard.
 Decree nisi.

" Nov. Decree nisi app. set
 for hearing by Plff.

Nov. Decree to rent & set

1881. Mar. Decree & continued.

Aug. Decree & continued.

1882 Nov. Decree final

Chcy. 20, 24.

12 7
 2 22
 13 21

120 199

James L Sharmaker, Senr } In charge
25
Wm A Jones

This cause came on for trial

This day to be heard upon the papers formerly
made & report of commissioners was argued by counsel
and it appearing that the commissioners appointed to
survey the land in view former decree mentioned
has performed that duty & filed the same together
with his report in the proceedings of this court
being an exhibit to is confirmed. one said
decree being insisted is approved

On consideration whereof it is ordered and
advised that the clerk of this court deliver
to the clerk of the county court said decree to be
by him entered in the said book in his office
with for the recording of same. when the
fees are for recording are paid him
and it is further ordered that said costs be
allowed a fee of \$2.50 for making said decree
to be paid by the Merchants. and the
cause is continued

James L. Shoemaker Secy
no 3 secy
Wm A. Jones

Entered on page 204.

Dr. A. S. Hyatt
Clerk

Enter
In Ak
Aug 20/81

Los S Shoemaker & Sons } In Chancery
vs

Wm. A. Jones

This cause came on for trial this day to be heard upon the papers formerly read report of commissioner and was argued by counsel. And it appearing that the commissioner appointed to convey the land in said cause, has collected the purchase money mentioned in said cause, has filed a report of his proceedings in the cause, which is submitted to the court and the same is confirmed.

And it appearing from said report that said commissioner has paid out the costs collected by him, and has collected the purchase money with.

and that the purchaser is entitled to a conveyance of the interest in the land purchased by him.

On consideration whereof it is adjudged ordered and decreed that said commissioner convey to said purchaser the land purchased by him with covenants of special warranty, and report the same to this term of the court for its action thereon. all other matters involved in said cause is reserved for the future action of the court.

Jos L Schaemaker Sen
ns 3 decr
Wm A Jones

Entered on page 208.

J. A. Hyatt
clerk

Enter
h. A. K.
aug 25/80

James S. Schaemaker ^{Attorney}
Wm. A. James

This cause came on again this day
to be heard upon the Bill & papers
formerly read in the court and Report
of Comr. and was argued by
Caucence

And it appearing that the Comr. appointed
to perform certain duties in said cause
mentioned has filed his Report in the
papers of this cause & more than ten
days having since elapsed and no
exceptions having been filed thereto the
same is confirmed

And it appearing from said report
that the sale of the land only pays
the sum of \$7.63 having still due
from said sale the sum of \$95.00
with interest on \$10 part thereof from 15th March
1858 on \$15.00 part thereof from 19th July 1858
on \$25.00 part thereof 16th Nov 1858 and on
\$30 part thereof from 23rd March 1859 and on \$15.00
remainder thereof 11th October 1859 till paid and \$7.00
subject to a credit of said sum of \$7.33 and it
also appearing from the report of H. J.
Myer Comr. filed in this cause that

The said Am. & Jones is indebted to
said Henry with J. Jones as his guaranty
in the sum of \$605, ^{with interest thereon}
with interest ^{to the May 1850 making \$686.50}
~~from the sum of \$605~~
of interest to the date of \$7.60 and as the
same being a perfect one guaranteed by some
person in charge, some of W. C. Herpelt and for
J. L. Harnover ~~and~~ to be paid as usual now pending
in the same court.

An order is made that it is ordered
ordered and decreed that the same be
pay ~~to~~ to the officer of this court the
and then out of the fees in his hands
and collect the same and may sell
when and so pay the same to the wife
and report his proceedings to court
A. L. Harnover at his own request
~~and to the court~~ ^{and to the court} ~~and to the court~~
from any further action or suit in
this cause and the cause is ordered

J. L. Harnover
vs. J. Jones
Am. & Jones

Entered, Pages, 63 & 164
John C. B. B. B. C.
J. L. Harnover

Order
May 1850

James L Shoemaker & son } In July
25
Wm A Jones

This cause came on this day of
December 1879 to be heard when the
Bill of complaint & Exhibit
filed and was argued by counsel
And it appearing that proofs
sufficient to law has been duly
made upon debt and more than two
months having since elapsed & he still
failing to appear & answer or plead
the Bill is taken for confessed
and it appearing from the allegations
of said Bill & exhibit on file in the
cause that debt is confessed to complainant
or heirs of \$ 1/2 and amount in the
sum of \$45.00 with interest thereon on \$10.00
part thereof from the 15th March 1858 & on \$15.00
part thereof from the 14th July 1858 and on
\$25.00 part thereof from 16th Nov 1858 and on
\$30.00 part thereof from the 23 day of March
1859 and on \$15.00 the residue thereof from the
11th day of October 1859 till paid and \$7.00
cost at law and by judgement and
lien upon the land in the Bill mentioned
In consideration whereof it is agreed
that it is decreed that unless the debt-
or pay said judgement in and costs at law
and costs of this proceeding within
30 days from the date of this decree then
it shall be the duty of James W. & son

who is hereby appointed a special commissioner for
 that purpose to rent the lands in the place
 mentioned at public outcry in front of the
 court house door to the highest bidder for the
 shortest period it will take to pay said debt
 interest & costs & law & costs of this proceeding
 payable in equal annual installments. & for
 the costs of this rent & expense of renting which
 he will request laid down. said commissioner
 take bonds for the unpaid payments payable
 to himself as said commissioner: given
 security, but before he proceeds to execute
 this order he will advertise the time &
 place of renting for at least ³⁰ 30 days on the
 front door of the court house and at
 one or more public places in the neighborhood
 of the land upon which proceedings to court
 and the cause is continued.

J. L. Hammer, Clerk
 in 3 years
 Wm. A. Jones

End Page 68.
 Vol. 11 Book 1

Enter
 J. L. Hammer
 Dec 26/74

conducted by said Lewis
when Col. J. B. Richmond became
the purchaser he being the highest
bidder at the price of \$31.50
the costs in the suit of J. S. Haenke
vs Wm. A. Jones being as
assessed by the clerk \$22.36 commissions
which said costs & commissions were paid by said purchaser
for selling \$1.57 making \$23.89. This
~~sum was paid to your committee by said purchaser~~
taken from a amount of salt leaves
the sum of \$7.63. For which the
said purchaser executed his note
to your committee payable twelve months
after date with interest from date
which your committee have paid.
All of which is respectfully submitted
October 15th 1880

H. W. Holaway }
J. S. Haenke } Comrs
by H. W. Holaway

To the Honorable John A. Rice Judge
of the Circuit Court of Sevier County
The undersigned having been appointed
Special Commissioner in the Chancery cause
of Samuel Jones et al vs James B.
Jones & Peter v James S. Shumaker
Samuel S. Jones, et al to sell the
lands of Mr. A. Jones in said causes
mentioned

I please to state, that the tract
claimed by Mr. A. Jones against the
lands of Joseph Rice and Peter Rice
in said causes, was sold by
Ben Peter, to satisfy a tract and
which was a prior lien to the
judgments in said causes mentioned
and your commission will sell
the other tract claimed by said Mr.
A. Jones, was his life estate in
about 14 acres of land which was
a decedent owned by his wife. This
tract is situated in Sevier County over
in Ruby Cove & against the
lands of J. B. Richmond, which
was by your commission sold to the
highest bidder in front of the court house
on Tuesday the 21st day of October 1880
as directed by said court & being
cannot day after the same land was

Georgia nity Jones
2nd Cor^{ps} 13th Bat
J. H. Jones
J. L. Hatcher
11m. 4²⁵ 2 ans

Received & filed
Oct. 19th 1880.
J. R. Stockley & Co.

Commissioners Office Jonesville Va Feb 7 1881.

James L. Shaemaker, admr. &c.

Paff

25.

William A. Jones

Deft

Wm C. Fugate admr. &c. for &c.

Paff

25.

Wm A and James F. Jones

Defts

In Chancery

In Chancery

To the Hon John A. Kelly Judge of the Circuit
Court of Lee County Virginia.

By a decree entered in these cases on the 21st
day of March 1880. I was directed to take an account of
the Cens that are on the land in the proceedings mentioned
their respective accounts to whom due, their condition
and the quantity of land liable to such liens &c.

Last summer with a view of making these enquiries
I prepared notices to be served on the parties, but for some
reason not now remembered the same were not served
and the account was not taken. This notice is herewith
filed marked (A B) On the 31st of January 1881

I prepared a new notice which is herewith filed marked
(A B) in which I fixed upon the 7th day of Feb. 1881 as
the time when I would take the said account, and
copies of this last notice were served by the Sheriff on the
defts Wm A & James F. Jones and another copy I sent through
the mail to Col. James L. Shaemaker at Eastville Scott
County Va.

On the last mentioned day James F. Jones made his appearance before me, but the said Mr. A. Jones did not
nor did the plaintiff put in an appearance but his
attorney Mr. Holdway wrote me a letter in the subject

As to liens against the debt Mr. A. Jones I have been able
to find but one beside those right to be enforced in these
suits, and that is one created by deed of Trust which
was conferred at the time said decree of the Court of March
last was rendered, but which since that time as I am
informed the trustee has proceeded to close by sale so that
the lien created by said Trust deed has been exhausted
or satisfied if the proceedings and Decrees are final
and conclusive, but it leaves the plaintiff in these causes
without any thing out of which to make his judgments so
far as Mr. A. Jones is concerned, for if I am correctly in-
formed the whole of the tract of land on which debt Mr. A.
Jones lives, containing some 260 or 270 acres was sold to pay
and discharge said deed of Trust, and the life interest
of Mr. A. Jones in the above lands of his life lying in the
upper end of the County has been said by Mr. Holdway
is one of these suits when the same brought only \$31.00 or
\$32.00 of which it required some twenty odd dollars to pay
the costs of suit and sale, leaving only some \$7.00 or \$8.00
to go as a credit in these judgments right to be enforced
in these suits. And if all these transactions are legitimate
and legal, and the small credit of \$7.00 or \$8.00 shall be applied
as perhaps it ought, to the small judgment of \$95.00 against

the debt of H. Jones then it will leave the whole of the debt
of \$605.00 with its accruing interest and cost to be paid by the
debt James F. Jones, who it is admitted is the security of
the said H. Jones

The decree under which I am acting was entered the
24th day of March 1880 and as it directs me to file
an account showing the liens then upon the lands in the
proceedings mentioned, I have concluded to make a statement
and calculation of said debt of Trust and the two judgments
supposed to be unpaid in these causes, so as to show the aggregate
amount of the liens then in force and the order of their priority
and such statement and calculation I now present
marked (A & D) The two judgments here referred to were
entered of record March the 30th 1875 they are therefore
of equal dignity neither having priority over the other

The debt of Trust here referred to is dated and acknowledged
on the 21st day of September 1875 and admitted to record
on the 20th day of Oct 1875 so that it has priority over
said two judgments by more than two years. This debt
of Trust I came to J. B. Robb the sum of \$236.46 with interest
thereon from the 1st day of September 1875 and was signed
and acknowledged by H. Jones wife and by H. Jones
to Charles L. Hamblen trustee the tract of land on which
they lived which belonged to the wife of said H. Jones
described in said trust deed as containing 275 acres and
a copy thereof is herewith filed marked (A & E)

By looking at exhibit (A D) you will see that the three
claims already admitted to amount in the aggregate when
calculated down to the 1st day of May 1880 to \$1824.48 &
of that sum \$302.40 is on account of said deed of Trust
paid to is for the paid against William A Jones alone
and the residue of \$1277.10 is for the judgment against
Mr A Jones and James F Jones as his Surety.

These claims are all the claims of which I now have
any knowledge against said William A Jones, and the
deed of trust debt has been paid in the manner before stated
leaving the two judgments yet to be satisfied.

When this tract of land was sold under this deed
of trust last Summer it brought something more than
the debt amounted to at the time as I am informed,
but the precise sum it was bid in at, I do not
know nor do I now remember who the purchaser was.

I have been a little curious to see what others
thought of this land, and in order to do that, I have
read the deposition of Mr Andrew Baumgardner
taken by Mr Orr in the cause of Jap. Exp. & James
F. Jones & others, and he there testifies that the tract
of land on which Mr. A Jones then lived contains about
270 acres and that it is reasonably worth \$5.00 per
acre and at this rate the land would be worth about
\$1350.00 and he further says that there is about 130 acres
of cleared land which would bring or produce about

four bushels of wheat, or 10 bushels of corn per acre

W. A. Jones himself says in the same case that the tract contains 270 acres, that about 150 thereof is cleared and the same is worth in annual rental value \$1.25 per acre,

As to the dower before referred to as said by Maj. Hardway for \$31. or \$32.00, Mr. John Riddle in the Rose-Jones case says it is reasonably worth about \$50.00 per annum in rent. F. J. Riddle thinks it worth in rent \$4.50 per acre, yearly, John A. S. Bryant thinks it worth \$40.00 per year, and W. A. Jones also thinks it worth \$40.00 per year

As to this dower I take it that these estimates of its annual rental value are all pretty high, but supposing it to be worth one half these estimates are an average per year. Still the life estate of W. A. Jones therein having brought only \$31.00 or \$32.00 it does seem unduly low, for Mrs. Jones as I would think, is not more than some 50 years of age now

But I have gone outside of the decree under which I am acting to refer to these matters to all and hence will say no more. I know of no other Special Matter and no one has required any special statement from me

All which is respectfully submitted

Henry J. Morgan Esq.

James L. Shumaker

to } Comptroller's Receipt

Mr. A. Jones.

First March 1792

John L. B. 1811

Comptroller's Receipt

To the Honorable John A. Kelly Judge of the
circuit court of Lee county

The undersigned having been appointed a special
comr in the chancery cause of L & Shoemaker Senr & S
Mr A Jones now pending in your Honor's court
to collect the fees arising from the sale of the
land in said cause mentioned & for and the fees
collected by him upon the costs taxed in said cause
he have to state that he has paid and the costs
collected by him to the officer of the court to
whom it was due & has receipts there for which
will be filed if desired by your Honor
he has also collected from the purchasers the
purchase money note amounting to the sum of
\$7.63 interest 47 cents ^{the purchase} ~~total \$8.10~~ it being the balance
purchase of, ~~the~~ of Mr A Jones life estate in
the same interest of his wife in about 14 acres
of land, said purchasers having paid
up the purchase money is entitled to a
conveyance of the same

All of which is Respectfully submitted

H. W. Holaway Special Comr

J. L. Shoemaker ~~son~~
no 3 ~~Comrs~~
Robert
Wm. A. Loxes

Received & filed

Aug 25th 1881,

J. A. Hyatt
clerk

To the Honorable John A. Kelley Judge of
the Circuit Court of Lee County
The undersigned having been appointed a Special
Comr in chancery cause of Jos L. Starnes & Sons
vs Wm A. Jones. now pending in your
Honors Court to carry the loan sold by your
Comr as directed by decree in said cause.
Ref leave to state that in accordance with
the provisions of said decree your comr
has made and acknowledged a deed to the
loan ~~remained~~ in said cause referred to, to
the Deed-broes Jos B. Richmond
which said deed is herin filed for
your Honors inspection and approval
All of which is Respectfully
Submitted

Special Comr

Fee for making and acknowledging said
deed \$2.50

Comr

L L Shumaker Secy
vs 3 Comrs
Rebut
Wm A Jones

~~Remains in file~~

Filed Aug 25-1881,

D. A. L. Hyatt
clerk

The Commonwealth of Virginia,
To the Sheriff of Lee County Virginia:
I command you, That, of the goods
and Chittels of H. S. Jones for & from
date of your bailment, you cause to be
made \$600⁰⁰ with legal interest on
\$500⁰⁰ from March 15th 1858, and on \$300⁰⁰
from July 23rd 1861 & on \$300⁰⁰ the balance
from 19th day of March 1861 till payment,
which H. S. Jones & Adm^r of R. C. Lane
debt, for James E. Hornaker, Adm^r
& H. S. Lane debt lately in our Circuit
Court for Lee County has recovered
against them for debt also \$60⁰⁰
which to the said Fugate & Adm^r for &c,
in our said Court were adjudged his
costs, in that behalf expended, whereof
the said Jones are convicted, as appears
to us of record. And that you have
the same before the Judge of our said
Court, at the Court-house on the 1st
Monday in March next to render to
the said Adm^r for &c of the debt
and costs aforesaid. And have
them there this writ. Witness Jas. H. Orr,
Clerk of our said Court, at the Court-
house, this 21st day Dec^r, 1878 in 103rd year of
the Commonwealth. Jas. H. Orr, Clerk.

From T. Auguste Adams for

or To Fa

From T. Jones et al

March 1848

To property found.

Quincy to South D. S.

For J. S. City S. A. S.

Exhibit B

Fee for this copy 25¢

Commissioners Office Jonesville Va.

1880.

Wm. C. Fugate admr. &c.

Plff

vs.

Wm. A. Jones & James F. Jones

Defds

In Chancery

Notice is hereby given the parties to this suit, that
at my office in Jonesville (Va) on the day of 1880
I will proceed to make the enquiries and reports as to liens
and bond, as required by a decree entered in this cause
on the 24th day of March 1880 at which time and
place the parties will appear.

Harry J. Morgan Court.

Commissary Office Jonesville Va.

1880

Wm. C. Fugate adm't. v.

Paff

vs

Wm. A. & James F. Jones

D. ftb

In Chancery

Notice is hereby given the parties to this Suit, that at my
office in Jonesville on the day of 1880 I
will proceed to make the exigencies, and report as to the liens
and bond as required by a decree entered in this cause
on the 24th day of March 1880, at which time and place
the parties will appear.

Henry J. Morgan Clerk

Commissioners Office Jonesville Va.

1880

Wm. C. Fugate admt. r. Piff.

vs.

In Chancery

Mr. James F. Jones.

Defts.

Notice is hereby given the parties to this suit, that
at my office in Jonesville on the day of 1880
I will proceed to make the enquiries and report as to the
lens and land as required by a decree entered in this
cause on the 24th day of March 1880 at which time and
place the parties will appear.

A. J. Morgan Comr.

Commissioners Office Jonesville Va.

1880

Wm. L. Fugate admt. r.

Plff.

vs.

Wm. A. and James F. Jones

Defls.

} In Chancery

Notice is hereby given the parties to this suit, that
at my office in Jonesville on the day of 1880
I will proceed to make the inquiries, and report as to the claims
and land as required by a decree entered in this cause
on the 24th day of March 1880. at which time and
place the parties will appear.

Henry J. Morgan Clerk

Wm. C. Fugate adm.

is } Notice -
3 }

Wm. A. & Jas. F. Jones

(AD)

Commissioners Office Jonesville Va Jan 31 - 1881.

W. C. Fugate Edm. & Co. vs. Peff

vs.

W. A. Jones & James F. Jones Defts.

The Same

Peff

vs.

W. A. Jones

Deft

In Chy

In Chancery

Notice is hereby given the parties to these Suits that at any office in Jonesville on the 7th day of February 1881. I will proceed to ascertain and report upon the matters referred to me by a decree entered in these causes on the 24th day of March 1880 at which time and place the parties will appear.

Henry J. Morgan Comr.

U. S. Frigate Union.

Notice Feb 7-1881.

H. A. Jones & al.

I forwarded by mail
to J. L. Shaemaker a copy
of the within on the 4th Feb.
1881.

H. J. Morganland.

Excluded

J. M. L. S.

(AC)

Virginia.

An a Circuit Court Continued
and held for Lee County, at the Court House
thereof, on Saturday the 30th day of March 1878.
J. L. Shornaker, Adm. of W. S. Kane, decd. } In debt
vs. }
William A. Jones. }
Plaintiff }
Defendant }

By agreement of the Parties, it is considered
by the Court, that the Plaintiff recover against
the defendant, \$45.00 the debt in the declaration
mentioned with legal interest on \$10.00 part
thereof from the 15th day of March 1858, and on
\$15.00 another part thereof from the 14th day of
July 1858, & on \$25.00 another part thereof from the
16th day of Novr 1858, and on \$30.00 another part
thereof from the 23rd day of March 1859, and
on \$15.00 the residue thereof from the 11th day
of Oct 1859, until paid & the costs, and no
execution is to issue on this judgment until
after the 15th day of September 1878.

A copy

Teste James H. Condit

Of the within paid \$10.00 is due March 15 1858		\$10.00
Interest on Same to Oct 11 1859	\$.94	
Of the within paid \$15.00 is due the 19 of July 1858		15.00
Int on Same to Oct 11 1859	1.12	
" " " \$25.00 is due Nov. 16 1858		25.00
Int on Same to Oct 11 1859	1.35	
" " " \$30.00 is due March 23 rd 1859		30.00
Int on Same to Oct 11 1859.	.95	
" " " paid \$15.00 is due Oct 11 1859.		15.00
Int on \$75.00 from Oct 11 1859 to May 9 1880	<u>116.33</u>	
	120.72	

For S. S. Loomis, Secy. of
Henry S. Kane & Co

Copy of ledger
1859

William A. Jones

note.

Mr. A. Jones

To the following lien holders

1880. May 9.

To Jas. Hobbs for debt secured by deed of Trust
dated Sep 21st 1875 with Int from Sep 9 1875 for

236 46

Interest on Same to May 9 1880

66 20 302 66

For Judgt. March 30 1878 of Jas. L. Shumaker

adm't. of H. S. Kane vs. Mr. A. Jones for

95 00

Int on Same to May 9 1880.

120 72

Add for costs of suit at law

7 00 222 72

For Judgt. March 30 1878 of W. C. Fugate adm't.

for Jas. L. Shumaker adm't. of H. S. Kane for

605 00

Interest on Same to May 9 1880

686 50

Add for costs of suit at law

7 60 1299 10

Total amt of liens May 9 1880

\$ 1824 48

Statement of Lewis

vs.

Wm. A. Jones

(AD)

41
This Deed made the 2^d day of September 1875 between
William S. Jones and Manashan his wife of the one
part and Charles L. Franklin of the other part both
parties of Lee County Virginia, Witnesseth, that the
said William S. Jones and Manashan his wife do grant
unto the said Charles L. Franklin a certain tract
or parcel of land lying and being in the said
County of Lee near Lewis Creek being the same tract
or parcel of land where the said Jones formerly for
many years lived and where William S. Carter and fam-
ily now live, containing 275 acres be the same
more or less. In trust to secure a debt due Job
Hobbs for the account of two hundred and thirty
two dollars and forty six cents with interest
thereon from the 9th day of September 1875 till paid
then if the said William S. Jones and Manashan
his wife fail to pay the said sum of two hundred
and thirty six dollars and forty six cents to the
said Job Hobbs on or before the 9th day of September
1876 then the said Charles L. Franklin as Trustee shall
at the request of said Job Hobbs proceed to sell the
said tract of land to the highest bidder at the
front door of the Court house of Lee County
in a credit of twelve months after having adver-
tised the same at least thirty days prior to the day of
the sale. And the said Charles L. Franklin may
retain in his own hand five per cent com-
mission on the purchase of said sale for
his trouble as trustee, and he shall pay to
the said Job Hobbs the said sum of two hun-
dred and thirty six dollars and forty six

seats, with the interest thereon from the 9th day of
September 1875 till paid and he shall pay the
residue if any to the said William F. Jones and
Mamachaun his wife. Witness the following sig-
natures and seals.

William F. Jones (Seal)
Mamachaun ^{his} wife (Seal)

State of Virginia Lee County, to wit: of Carr Bailey a
Notary Public for the county aforesaid in the State
of Virginia do certify that Wm F. Jones and Mamach-
aun Jones wife of said William F. Jones whose names
are signed to the writing here to annexed bearing
date on the 2nd day of September, 1875, have acknowl-
edged the same before me in my county aforesaid.
And the said Mamachaun Jones being exam-
ined before me privately and apart from her husband
and having the writing above said fully explained
to her, she the said Mamachaun Jones acknowl-
edged the said writing to be her act and deed.
And declared that she had willingly executed
the same, and does not wish to retract it.
Witness under my hand this September 2nd day
1875 Carr Bailey N. P.

Lee County, least clerk's office, the 2nd day of Oct 1875
The foregoing deed of trust between Wm F. Jones
and Mamachaun his wife of the first part and
John L. Coleman Trustee of the second part all of
Lee County Virginia was this day filed in
this office and admitted to record upon the

certificate of Carr Bailey a Notary Public
in and for the County and State aforesaid.
Test. John R. Whitson Jr.
Scrib. Test. John C. Br. & Co.

Charles L. Hambleton for
for Hobbs.

From { Direct Trust

Wm. H. Jones & wife

(75)

Oct. 60

first amt	\$5.00
sent to March ²³ , 1880	6.62
2 ^d amt	<u>\$11.62</u>
	300.00
sent to 23 ^d March 1880	\$415.00
3 ^d amt	300.00
sent to 23 ^d March 1880	\$42.15
	<u>1298.77</u>
costs at law	761
	<u>1306.38</u>
Balance costs of this suit	50.00
	<u>\$1356.38</u>

Colombia
Luzon
MS
or A. Luzon

The Commonwealth of Virginia.

To the Sheriff of Lee County—Greeting:

We Command you to Summon

Wm A. Jones

To appear at the Clerk's office of the Circuit Court of Lee county, at the court-house, on the first Monday in *Oct.* next, being rule day, to answer a bill in chancery, exhibited in our said court against *him*

by *James L. Shoemaker Admr.*
of Estate of *Henry S. Kane decd.*

And have then there this writ. Witness, Jas. W. Orr, clerk of our said court, at the court-house, this *6th* day of *Sept.*, 1877, in the 104th year of the Commonwealth.

J. W. Orr Jr. D. Clerk.

H.

A. S. Kears's Adm.

vs 3 Spa. in Chy

Wm A. Jones

Oct. Rules 1877

Executed.

Francis Miles
SS for Sely Sely